K.P.

1947.

File No. Sst. I Spl Officer /47

Legal **DEPARTMENT**

C **BRANCH**

Subject:— Appointment

Creation of temporary post for special duty in Legal Department, Mr. R.S. Hallidar I.C.S.

1

P.T.O.

File No. Sst. I. Spl. Officer/47

Std. Sectt. Slip 24 B a.

489-C

CONTENTS

Legal Department.

Vol. Est. I Spl. Officer/47.

Sr. No.	Compilation No.	Subject	Pages.
	Est. I Spl. Officer/47	Appointment - Creation of tem porary post for special duty in L.D.	
1	G.R.L.D. No. 8876/1-9-47	Appointments- Creation of tempo rary post for special duty in the Secretariat-	5-6 1,3 not typed
2	G.N.No. 9276 17-9-47	Appointment of Shri R.S.Halliday on the special from 8th to 15th August 1947	7-8 7, not typed.
3		Leave admissible to Shri R.S.Halliday I.C.S. on 15/8/47	11, 13, 17 to 31 not typed
4		Joining Time -Shri R.S.Halliday I.C.S. Extension of	
5	R.T.No. 16645 29/12/47	Appointments-Creation of temporary posts for special duty in the Secretariat.	57-67 41, 43, 57 not typed
7	G.M.L.D.No. 2901/24/3/48	Fixation of Shri R.S. Halliday's pay while he was holding the post of Spl. Officer in L.D.	69 to

SMR 10/5/56
2 Copies.

16-5-56

Appointments.

Creation of temporary.....
for special duty in the Secretariat.

GOVERNMENT OF BOMBAY.

Legal Department.

Resolution No. 8876

Bombay Castle, 1st September 1947.

RESOLUTION OF GOVERNMENT

The Governor of Bombay is pleased to create a temporary post of an officer on special duty in the Legal Department from 8th to 15th August 1947 and to appoint Mr. R.S.Halliday, I.C.S., to hold the same. While holding this appointment Mr. Halliday should be allowed to draw in addition to his pay compensatory allowance at the rates admissible under Bombay Civil Services Rules.

2 The charge should be met from the provision made under 26- General Administration, Civil Secretariat, Legal Department.

By order of the Governor of Bombay,

Sd./ P.M.L.

Secretary to Government.

To

The olitical and Services Department,
The Finance Department,
The Accountant General, Bombay (through the Finance Department),
R.S.Hilliday, Esquire, I.C.S.

SUM. 10/5/56
4 Copies.

No. 8276.

Political and Services Department(legal),
Council Hall, Poona, 12th September 1947.

NOTIFICATION.

The Governor of Bombay is pleased to create a temporary post of an officer on special duty in the legal Department from 8th to 16th August 1947 and to appoint Mr. H.S.Halliday, I.C.S. to hold the same.

By order of the Governor of Bombay,

Sd./ I.H.TAUNTON.

Chief Secretary to Government.

.....

No. 9565 legal Department,

Bombay Castle 29th Sept. 1947.

Copy forwarded with compliments for information to:-

The Finance Department,
The Home Department,
The Accountant General , Bombay,
The Registrar, High Court, Appellate Side, Bombay,
H.S.Halliday, Esquire, I.C.S.,

By order of the Governor of Bombay,

Id./ P.M.L.

For Secretary to the Government of Bombay,

legal Department.

PMK. 10/6/50
5 Copies.

No. 10655

Legal Department,
Bombay Castle, 6th November 1947.

To

The Accountant General,
Bombay.

Subject;- Appointments- creation of temporary- for special duty in the Secretariat.

Sir,

With reference to your letter No. C.I. I.C.3./2712, dated the 8th October 1947, on the above subject, I am directed to state that the Government Resolution, Legal Department, No. 8876 dated 1st September 1947 lays down that while holding this appointment Mr. Halliday should be allowed to draw in addition to his pay compensatory allowance at the rates admissible under the Bombay Civil Services Rules. According to the last pay certificate Mr. Halliday's pay was Rs. 1600/-p.m.

Your obedient servant,

Id./ P.M.L.

Assistant Secretary to the Government of Bombay, Legal Department.

SMR. 10/5/56
4 Copies.

Poll. & Services Department.
"C Branch"

Please see the forgoing H.D. note dated the 24th October 1947 at pp. 9-10 ante.

2 Mr. T.S.Halliday, I.C.S. was granted leave on average/for six months followed by study leave for one year and six months. His study leave ended on the 6th July 1947. Mr. Halliday however embarked for India on the 26th June 1947 and landed in Bombay on the 15th July 1947 and he assumed charge as officer on special duty in the L.D. in the afternoon of the 7th August 1947. The A.G. therefore presumes that the period spent by Mr. Halliday on voyage will be treated as leave on average pay for twenty days from the 26th June 1947 to the 14th July 1947 and that his joining time will be extended so as to cover the period from the 15th July 1947 to the 7th August 1947. The leave on average pay for twenty days from the 26th June 1947 to the 14th July 1947 is admissible to Mr. Halliday and for the reasons explained in the foregoing H.D.note a notifications been issued granting him leave on average pay from the 26th June upto the 14th July thus regulating his study leave which was originally upto the 6th July 1947. The point for P&S.D. for consideration is whether Mr. Halliday's joining time can be extended so as to cover the period from the 15th July 1947 to the 7th August 1947.

3 Mr. Halliday's services were placed at the disposal of the Govt. of Sind on his return from study leave on the 6th July 1947 and it will be seen from Mr. Halliday's letter dated the 17th July 1947 that he was aware that he had been transferred to Sind before he came to India. He was informed about this while he was in U.K. and he was also aware that he was posted to Larkhana in Sind. When he came to Bombay he became for the first time aware of H.E. the Governor-General's offer of retirement to the Secy. of State's officers

with entitlement to compensation in view of the transfer of power and in his letter dated the 17th July 1947 he represented that he should be allowed to serve in this Province until the end of October 1947, as there was little point in his going to Sind for a short time as he was going to retire. In order to accommodate him Govt. gave him a posting in the Province as Officer on Special Duty in L.D. upto the 15th August 1947 and thereafter he was released for service. Please see in this connexion the proceedings in file No. 10/3-Appts. of 1947, slipped N.P. Mr. Halliday assumed charge of his appointment as Officer on Special Duty in L.D. in the afternoon of the 7th August 1947. The question for consideration is therefore whether Mr. Halliday's joining time can be extended so as to cover the period from the 15th July 1947 to the 7th August 1947. Joining time of a minimum of 10 days is admissible to Mr. Halliday according to rule 86 of the B.C.S.R.s. This joining time is allowed to a Govt. servant for organising his domestic establishment even if he does not make any journey from the post of debarkation. In this case the period of joining time will have to be extended so as to cover the period from the 15th July 1947 to the 7th August 1947 or this whole period will have to be treated as leave.

The case against the extension of joining time in Mr. Halliday's favour is that Mr. Halliday was aware of his posting in Sind and the normal period of his joining time would have sufficed to enable him to proceed to Sind. Mr. Halliday however intimated his desire for a posting in this Province in view of the reasons stated above and Govt gave him a posting here to accommodate him. Mr. Halliday made his request on the 17th July- in fact two days after he landed in Bombay and he was informed about his posting on the 7th August 1947. It may however be argued in Mr. Halliday's favour that if he had become aware of the offer of retirement before he embarked for India, he would not have returned at all but the Govt. of India's letter regarding offer

of retirement before he embarked for India, he would not have returned at all but the Govt. of India's letter regarding offer of retirement to the Secy. of State's officers dated the 18th June 1947 did not reach him as he was probably in transit. In the circumstances it is for orders whether the period of Mr. Halliday's joining time should be extended so as to cover the period between the 15th July 1947 and the 7th August 1947 or whether this period should be treated as leave. For orders.

Id.
1-11-47.
Id.
1-12-47.

C.S. I think the joining time should be extended. Mr. Halliday was not to blame for the delay; it was mainly due to the necessity of referring to Sind. We wired Sind on 24th July, but eventually did not wait for their reply. Reference had also to be made to the High Court and Government took some time to decide whether Mr. Halliday should be allowed to stay on till October or be discharged forthwith.

Of course all this discussion took place on account of Mr. Halliday's own request to stay in Bombay instead of going to Larkana but that request too due to the retirement scheme being come into force while Mr. Halliday was on the high seas so that he knew nothing of it until he reached Bombay.

Id.
6-12-47
Id.
6-12-47
Id.
9-12-47
Id.
11- 12-47
Id.
12-12-47
Id.
13-12-47.

P.S. S.D.
"C" Branch.

H.D. as the administrative department concerned may now be requested H.C. to issue orders reg the

extension of the Mr. Halliday's joining time so as to cover the period between the 15th July 1947 and the 7th August 1947 that Department may also be requested U.O. to supply a draft notification required the grant of leave to Mr. Halliday preparatory to retirement from the 15th August 1947. The A.G. in his letter at p.5 ante has reported the admissibility of such leave to Mr. Halliday The A.G.'s letter No. G.E.I.C.B./4110 dated the 4-12-47 since received in the connection is forwarded herewith to the H.D. for disposal.

Id.
20-12-47
Id.
10-12-47.

U.O.r. to H.D. dated 20-12-47.

SSR 11/5/56
4 Copies.

From

The Accountant General,
Bombay.

No. G.I.I.C.S./4110
dated the 4th December 1947

To

The Chief Secretary to the
Government of Bombay
Political and Services Department,
Bombay.

Subject:- Leave admissible to Mr. R.S.Halliday I.C.S. on 15-8-47 preparatory to retirement.

I have the honour to invite a reference to his office letter No. G.I.I.C.S./2362 dated 24-9-47 on the above subject and to request that orders sanctioning leave to Mr. R.S. Halliday, I.C.S. with effect from 15-8-47 may kindly be issued very early. As requested therein, it may also be confirmed that Mr. Halliday was on study leave up to 24-6-47 and that the period spent by him on voyage from 25-6 47 to 14-7-47 will be treated as leave on average pay and that the period between the date of landing and the date of assuming charge of the duties of Officer on Special Duty in the L.D. i.e. from 15-7-47 to 7-8-1947 will be treated as joining time. As Mr. Halliday has been authorised to draw provisionally leave salary from 15-8-47 (vide this office endorsement No. G.I.I.C.S./1773-B dated 14-8-47) it is requested that orders in the matter may kindly be issued early. The applications for leave of Mr. Halliday received in this office are forwarded herewith in continuation of this office letter No.G.I.I.C.S. 2362 dated 24-9-47 in which the report on the admissibility of the leave has been made to you.

Your obedient servant,

Id.

Asstt. Accounts Officer.

R.S.S.D.
C.Branch.

A notification has issued regulating Mr. Halliday's study leave upto the 25th June 1947 and treating the period spent by him on voyage from 25th June 1947 upto the 14th July 1947 as leave on average pay. Orders of Government are being obtained reg. the extension of his joining time to cover the period from the 15-7-47 to the 7th August 1947. This may await the return of the papers from Government.

Id.
5-12-47

Id.
5-12-47

SR 11/5/66
4 Copies.

APPLICATION FOR LEAVE

Notes--Items 1 to 8 must be filled in by all applicants, whether gazetted or non-gazetted.

Item 9 applies only when leave on average pay on medical certificate is applied for under the proviso to F.R. 81 (b)(ii) / Proviso C or (b) to S.C. 3. R. 730(b)(ii)

Item 11 applies only in the case of gazetted officers.

Item 12 and 13 apply only in the case of non-gazetted officers.

1	Name of applicant	[illegible] ROBERT STUART HALLIDAY.
2	Post held	Officer of Special Duty, Legal Department.
3	Department or Office	Legal Department.
4	Pay	Rs. 1600/-
5	House allowance, conveyance allowance or other compensatory allowances drawn in the present post.	O.S.P. £ 30 Bombay.
6	Nature and period of leave applied for and date from which required.	10 days on average pay from the 5th July to the 14th July 1947, in extension of my study leave. I was due back in India on the 5th July but there was no suitable sailing. The High Commissioner for India allotted me a passage on the Pegu which arrived in Bombay on the 16 July.
7	Grounds on which leave is applied for.	As above.
8	Date of return from last leave and the nature and period of that leave.	

9 I undertake to refund, by deduction from my pension, if necessary, the difference, if any, between average pay and half average pay for the period of leave on average pay granted in excess of the period admissible otherwise than on medical certificate, if I retire from Government service at the end of this leave or of an extension of it.

Date

Sd./ R. S. Halliday

Signature of applicant

10 Remarks and /or recommendation of the controlling officer:-

No. 8515
Legal Department,
Bombay Castle, 22nd August 1947.

Forwarded with compliments to the Accountant General, Bombay for a very early report.

Date

(Signature) Sd./-
Asstt. Secretary to Government,
(Designation) Legal Department,

11 Report of the Audit Officer:- (Designation).

Date (Signature)

(Designation).

12 Statement of leave granted to applicant previous to this application;

Nature of leave	In current year	During past year	Total
On average pay			
On average pay on Medical Certificate			
On half average pay			
On half average pay on Medical Certificate			
On quarter average pay			
On quarter average pay on Medical Certificate			
Earned Leave			
Leave on private affairs			
Leave on Medical Certificate			
Extraordinary leave.			
Total			

13 Certified that earned leave / leave on private affairs / leave on for * months and days from 194 to 194 is admissible under Rule of the Fundamental Rules / Bombay Civil Services Rules / Revised Leave Rules, 1933.

Date (Signature)

(Designation)

14 Orders of sanctioning authority—

Date (Signature)

(Designation)

* If the applicant is drawing any compensatory allowance, the sanctioning authority should state whether on the expiry of leave he is likely to return to the same post or to another post carrying a similar allowance.

1R W15/56
4 copies

L.D.

These are L.D. papers about Mr. Halliday's leave and have been referred to us by the F.& S.D. for issuing orders about his joining time. It has taken orders of Government to the effect that for the reasons given in its note of 1-12-47 his period from 15th July to 7th August 1947 should be treated as joining time. These orders are incorporated in the accompanying draft which may issue.

Id.
7-1-48

Id.
7-1-48

Secy. Id.
8/1/48

U.R. to L.D. of 8-1-48

GMR 11/5/66
4 Copies

Letter

To

The A.G.Combay.
(the F.D.)

Subject:- Joining Time
Holliday Mr. R.S. I.C.S.

Extension of ..... of.....

No. 9400/4 Dated 8th January 1948.

Reference your letter No. G.I.I.C.S./4110 dated the 4-12-47. A co y of G.N. F.& S.D.(H) No. 9400/5 dated the 14-11-47 re; the grant of study and ordinary leave to Mr. R.S.Halliday is forward d herewith. Govt. is pleased to direct that the period from the 16th July to the 7th August 1947 should be treated as joining time. Orders about his leave preparatory to retirement will issue separately.

Id.

Secretary to Government,
Home Department.

-x-

No. 9400/4
Home Department,
Bombay Castle, 8th January 1948.

Copies with copies of accompaniment forwarded with compliments to R.S.Halliday esq.

Id,

Secretary to Government,
Home Department.

Id.
7-1-48

Id.
7-1-48

SAR 11/5/56
4 Copies.

Submitted.

These papers relate to the grant of leave admissible to Mr. R.S.Halliday preparatory to retirement.

2 Please see in this connection A.G's letter at p. 5 ante. Action on para 2 of the said letter having been taken by the A.G. S.D. and H.D. pl. see P.&.G.D. notification at p. 11 ante and H.D. letter at p. 31 ante, leave on average pay for 8 months followed by leave on half average pay for 7 months and 12 days with effect from 15th August 1947 may now be granted to Mr. Halliday preparatory to retirement.

3 The appended notification may be sent to the P.&.G.D. for issue.

D.A.S.
10-2-48

S.S.J.D.
10-2-48

A.S. R.M.M.
11-2-48

D.S. S.B.R.
11-2-48

Secy. P.M.L.
11-2-48

U.R. to P.&.G.D. No. 1511 dated 11th February 1948.

P.&.G.D. (C)

The notification at p.36 part is submitted for signature.

Id.
13-2-48

C.S. Id.
13-2-48

After issue of the notification the papers may be returned u.o. to L.D.

~~Asst.~~ Id.
13-2-48

Id.
13-2-48

U.O. r. to L.D. , dated 16-2-48.

SMR 10/5/56
4 Copies.

No. 1510

Political and Services Department,
(Legal)

Bombay Castle , 13 th February 1948.

NOTIFICATION.

The Governor of Bombay is pleased to grant Mr. R.S.Halliday, I.C.S. Officer on Special Duty, Legal Department, leave on average pay for eight months followed by leave on half average pay for seven months and twelve days with effect from 15th August , preparatory to retirement.

By order of the Government of Bombay,

Sd./ M.D.Bhat,
Chief Secretary to Government.

SMR 11/5/56
4 Copies.

Political and Services Department,
(Legal)
Bombay Castle , 13th February 1948.

NOTIFICATION

The Governor of Bombay is pleased togrant Mr. R.S.Halliday , I.C.S. Officer on Special Duty, Legal Department, leave on average pay for eight months followed by leave on half average for seven months and twelve days with effect from 16th August 1947, preparatory to retirement.

By order of the Governor of Bombay,

Sd./ M.D.Lhat,

Chief Secretary to Government.

No. 1783

Legal Department,
Bombay Castle, 21st February 1948.

Copy forwarded with compliments for information to:-

The Finance Department,
The Home Department,
The Political and Services Department,
The Accountant General Bombay with reference to his letter No. G.I.I.C.S./ 8302, dated the 24th September 1947 addressed to the Chief Secretary to the Government of Bombay, Political and Services Department.

Mr. R.S.Halliday, I.C.S. 61, Finnart Street, Greenock Renfrewshire, Scotland.

By order of the Governor of Bombay,

Id. R.M.M.
20/2/48

for Secretary to Government.

Submitted.

The notification at p. 35 ante having been issued a copy of the same may be forwarded to the Departments and Officers concerned.

ID. M.A.S.
20-2-48
S.S. J.D.
20-2-48

L.D.

Submitted.

Action on these figures in L.D. is now complete. Further action as regards preparation of Mr. Halliday's pension papers etc. is to be taken by the H.D. Please see P.S.S.D. note of 13-10-47 at p. 113 of file Est. I/47. Also see H.D. note dated 21-1-47 at p.13 of the same file. These papers may therefore be passed on to the H.D. for further disposal after keeping the copies of the correspondence on our record.

Ic./ M.A.S.
28/2

A.S.I.D./ P.H.E.
28/2

S. Id./ S.D.P.
28/2

Secy. Id./ P.M.L.
28/2

U.O. to H.D. No. 2933 dated 1st March 1948.

GMN. 11/3/48
4 Copies.

No. G.I.I.C.S./452 Office of the Accountant General,
Bombay, the 24 Dec. 1947.

To

The Secretary to the Government of Bombay
Legal Department Bombay.

Subject:- Appointments Creation of temporary for special duty in the Secretariat.

Sir,

I have the honour to invite a reference to G.R.L.D. No. 6876 dated 1-9-1947 appointing Mr. R.S.Halliday I.C.S. to hold the temporary post of an officer on special duty in the Legal Department from 8th to 15th August, 1947 and to state that the G.R. authorises that while holding that post Mr. Halliday should be allowed to draw in addition to his "pay, comp.allowance at the rates admissible". As Mr. Halliday's substantive appointment is that of an Assistant Collector doing/as duties Assistant Judge "his" pay will be normally fixed in the Junior time scale of the I.C.S. while holding the post of the officer on special duty in the Legal Deptt. The contention in Legal Department letter No. 10655 dated 6-11-1947 that Mr. Halliday's pay was Rs. 1800/- and that it should be allowed to him is not correct. The L.R.C. referred to shows the rate of leave salary which was paid to Mr. Halliday during his leave on verage Pay and not Pay.

Clear order of Government fixing the pay to be allowed to Mr. Halliday while holding the post of the officer on "special duty" in the Legal Department may please be issued early.

Your obodient servant,

Sd./
Assistant Accounts Officer.

SER 11/5/56
4 Copies

Legal Department.

R.I. No. 16645/29-12-47.

Submitted.

Please see letter from the Accountant General, Bombay at pages 1-3 ante. The A.G. points out that as Mr. Halliday's substantive appointment is that of an Asstt. Collr. doing duties as Asstt Judg his pay will be normally fixed in the Junior time scale of the I.C.S. while holding the post of the Officer on special duty in the L.D. and that the contention in L.D. letter No. 19655 dated the 6th November 1947 that Mr. Halliday's pay was Rs. 1600/- and that the same should be allowed to him is not correct as last pay certificate shows the rate of leave salary which was paid to Mr. Halliday during his leave and not pay. He therefore requests that clear orders of Govt. fixing the pay to be allowed to Mr. Halliday while holding the post of the officer on "Special Duty" in the L.D. may be issued.

2 Briefly the facts are as stated below;-

Mr. R.S. Halliday who was Asstt Legal Remembrancer in this office since 1942 proceeded on leave on average pay for six months ex-India with effect from 5th July 1945. He was further granted study leave in continuation of the average pay leave. The total leave granted to Mr. Halliday was for a period of 2 years (5th July 1945 to 4th July 1947). By C.R. L.D. No. 8876 dated the 1st Sept. 1947 a temporary post of an officer on special duty was created for a week from 8th to 16th August 1947 and Mr. Halliday was appointed to the said post. The said G.R. also authorises that Mr. Halliday should be allowed to draw in addition to his pay compensatory allowence at the rates admissible under R.C.S. Rs. It is true that Mr. Halliday's substantive appointment is that of an Asstt Collr doing duties as Asstt Judge. It may however be pointed out that when Mr. Halliday proceeded on leave in July 1945 his pay in L.D. was as shown below;-

	Rs.	
Pay	1425)	
	)	Rs. 1625
Special Pay	200)	

If he had not proceeded on leave he would have continued in L.D. and would have earned two yearly increments of Rs. 75/ in November 1945 and of Rs. 100 /- in November 1946. In that case his pay would have been;-

	Rs.	
Pay	1500	in November 1945
Special Pay	200	
	1700	
Pay	1600	in November 1946.
Special Pay	200	
	1800	

As however the Asstt Judges etc. are under the administrative control of the H.D. these papers may be shown to that Deptt with a request to fix the pay of Mr. Halliday in consultation with the F.D.

Id./ .....
13/1

S S Id./ .....
16/1

A S Id./ ... ..
16/1

D.S Id./ .....
16/1

Secy. Id./ P.W.L.
16/1

U.O. to H.D. No. 615 dated 17th Jan. 48

SMR 11/5/56
4 Copies.

Legal Department.

Submitted.

These papers relate to the fixation of Mr. Halliday's pay while he was holding the post of Special Officer in L.D. for the period from 8th to 15th August 1947. The papers were shown to H.C. and that Deptt. was requested to fix the pay in consultation with the F.D. as the Asstt Judges are under the administrative control of that Deptt.

2 The L.D. in its note no states that Mr. Halliday was holding the post of the Special Officer in L.D. and hence it is for the L.C. to fix his pay for that period. That Deptt, however, points out that some of the I.C.S. Judicial officers junior to Mr. Halliday were holding superior post, and therefor Mr. Halliday while holding the post of special officer in L.D. should be allowed pay in the senior time scale for the I.C.S. officer has already pointed out in its note at pages 5-6 ante what pay Mr. Halliday was drawing prior to his proceeding on leave and also what he would have drawn had he remained in L.D. In any case it is clear that he would not have drawn less than Rs. 1000/- . If approved his pay may be fixed at Rs. 1600/- after u,r, to F.D.

Id./.....
6/2

S S Id./.....
10/2

A.S. I agree to "A".

D.S. Id./.....
11/2-48

Secy D. S. Id./.....
11/2

Secy. I think the most equitable proposal is to give Mr. Halliday the same pay paid when he would have drawn viz. 1800 had he been ordinarily reposted to the Legal Department. The mere fact that he was put on special duty should make no difference to that pay. Is there any accounts or audit objection to the course suggested above? Please consider the rules , if necessary.

Id./ P.M.L. 11/2

Resubmitted.

Office has suggested that Mr. Halliday may be given only Rs. 1600/- because he came back to L.D. as Officer on Special Duty and not as A.L.R. or D. S. who are only entitled to the special pay of Rs. 200/-pl see page 17 of the Manual of appointments and Allowances of Gazetted Officers. In the past special pay of Rs. 200/- was not given to the officers on special duty in the L.D. Please see in this connection the cases of M/S Sardesai and Dravid before their appointments as A.L.R. Mr. Sardesai was on special Duty for a period of one month and seventeen days from 14-2-38 to 31-3-38 while Mr. Dravid was on special duty for a period of 25 days from 2-2-39 to 27-2-39. Please see in this connection the F.D.'s noting at pages 179-180 and also Secy's L.D.'s orders at pages 77-80 of file Est./39 in the case of Mr. Dravid. Attention is also invited to Mr. Dravid's note dated 14-3-39 in which he had stated that he had not only attended Assembly and office hours including select committee hours and taken instruction s for his work as A.L.R. but that he had also noted in several cases and done the ordinary work of A. L. R. 2 There is no accounts or audit objection .. for orders.

Id./ 13/2

S.S. Id./ 13/2

A.S. The precedents show that an officer appointed on special duty was not allowed the special pay of Rs. 200 Secy. drawn by A.C.R. For orders.

Id./ .....
13/2/48

D.S. Id./ 13/2

Secy. F.D. may consider the special circumstances in whether Mr. Hallid y was put on special duty and indicate whether they have any objection to the special pay being allowed to him, or in other words to fixing his pay at 1800

Id./ P.H.L. 13/2

Secy. L.D.

Please examine B
F.D. 16/2

Finance Department (B)

Please see Chief Secy.'s d.o. letter No. 10/3-Apptts. dated 7-8-1947 to Mr. Halliday. It seems that the post of Special Officer in the L.D. was created for a week to order to accommodate Mr. Halliday for the short period rather than for any specialised type or work which could be considered more arduous or more responsible than that normally performed by an officer belonging to I.C.S. This seems to be a case of overlapping appointments and as pointed out by the L.D. special pay has not been allowed in the past in such cases. F.D. may accordingly advise that there is no justification for departing from these past precedents. This Deptt. need not however object to Mr. Halliday drawing pay in the senior time-scale of the I.C.S. for the period in question since it has been specifically stated the officers junior to him were drawing pay in the senior time-scale.

Id./.....
18/2/48

Id./.....
13/2

Secy. Id./.....
19/2

U.O.R. to the L.D. dt. 20-2-48
(with L.D. files No. Est. I sp. officer /47(ii) Est. 1/39
2(iii) Est. 1/38)

SMR. 14/5/56
4 Copies

Submitted with ,pe

The F.D. does not agree to the grant of special pay of Rs. 200/- to Mr. Halliday or to fix his pay at Rs. 1200/- The F.D. has rejected the L.D. proposal on the ground that the post of the special officer was created for a week in order to accommodate Mr. Halliday for the short period rather than for any Specialised Type of work which could be considered more arduous or more responsible than that normally performed by an officer belonging to I.C.S. That Deptt. has therefore advised that Mr. Halliday should be allowed to draw pay in the Senior time scale of the I.C.S. In that case his pay would be fixed at Rs. 1000/-

for orders.

Id./..... 24/2

S.S.

A.S. As if A
Id./..... 23/2

D.S. Yes Id./.....
23/2

Secy. C.S. may kindly see my notes on pages 7 and 8 and also the F.D. note., if necessary. Govt.'s orders may be obtained.

Id./.. ..P.H.L. 23/2

No. 2040 of 1-3-48 * C.S.

I am not aware whether Mr. Halliday's appointment as Officer on Special Duty was made for administrative convenience or for his personal convenience. If the former be the case, I agree with Sec. L.D. that it would be fair if Mr. Halliday is given the same pay for doing a similar type of work as he was allowed before he proceeded on leave.

Id./ .....
2-3-48

Legal Dept.

Submitted with ref. to L.D. Secy.'s above note.

L.D. is not aware whether Mr. Halliday's appoint-ment as officer on Special Duty was made for administrative convenience or for his personal convenience. The appointment of Mr. Halliday was made by the P.S.D. Please see Ch. Secy.'s D.O. at p.1 of file Sec. I spl officer/47. That Deptt.may therefore be requested to clarify the point at "A" in Ch.Secy.'s note.

Id. /..... 4/3
S.S. Id./.....5/3
A.S. Id./..... 5/3/48
D.S. Id./..... 5/3
Secy. P.W.L. 5/3
U.O. to P.& S.D. No. 2257 dated the 5th March 1948

P.& S.D.

Submitted with ref. to C.S.'s note dated the 2nd March 48 at paragraph prepage.

Pl. vide Mr. Halliday's D.O. letter dated the 17th July 1947 to Sir I. Tannton and subsequent notes and correspondence ending with Govt. orders appointing Mr. Halliday as

officer in the L.D. was created in order to accommodate Mr. Halliday in the Sectt. till the 15th Aug. 1947 for his personal convenience. In the circumstances, he may not be allowed the special pay of Rs. 200/- and his pay should stand at Rs. 1600/- only.

The papers may be submitted to Govt. for orders as desired by Sec. L.D.

Id./ 6/3/48

Id./..... 6/3

Id./ P.M.L. 11/3

Id./ 11/3

Id./..... 12/3

Id./ 15/3

U.O.R. to L.D. dated 16-3-48
17-3 48

* with L.D. files.

S.R. 14/5/56
4 Copies.

No. 2901

Legal Department,
Bombay Castle, 24th March 1948.

Subject:- Appointments-Creation of temporary- for special duty in the Secretariat.

.....

MEMORANDUM

The undersigned presents compliments to the Accountant General, Bombay and with reference to his letter No. G.I.I.C.S./452, dated the 24th December 1947 on the above subject, is directed to state that Government has fixed the pay of Mr. H.J.Halliday at Rs. 1600/- p.m. for the period he was holding the post of the officer on Special Duty in the Legal Department.

By order of the Governor of Bombay.

Sd./- .....
for Secretary to Government.

To

The Accountant General,
Bombay,(through the Finance Department).

Copy to-

The Finance Department,
The Political and Services Department,
The Home Department.

SMR. 14/3/56
4 Copies.